charge that, unless some State can have, and exercise the right to punish somebody, or to deny somebody a civil right on account of his color, that its rights, as a State, will be destroyed! It is manifest that, until this bill can be passed, nothing can be done to bill can be passed nothing can be done to protect the freedmen in their liberty and their rights. Whatever may have been the opinion of the President at one time as to good faith requiring the security of the treedmen in their liberty and property, it is now manitest, from the character of his objections to this bill, that he will approve no measure that will accomplish the object. That the second clause of the constitutional amendment gives this power, there can be no question. Some have con-cluded that it gives the power even to confer the right of suffrage. I have not thought so because I never thought suffrage any more necessary to the liberty of a freedman than of a nonvoting whate, whether child or female. But his liberty under the Constitution he is entitled to, and whatever is necessary to secure it to him be is entitled to have be it the ballot or the bayonet. If the bill now be tore as, and which goes no further than to secure civil rights to the freedmen cannot be passed, then the constitutional amend-ment declaring freedom to all the inhabitants of the land, is a cheat and a delusion I cannot better conclude what I have to say than, in the language of Mr. Johnson, on the occasion of the veto of the homes bill, when, after stating that the fact that the President was inconsistent and had changed his opinion with reference to a reason why a Senator or Representative who opinion, he said :

I hope the Senate and House of Representatives, who have sanctioned this bill by more than a two-thirds majority, will, according to the Constitution, exercise their privilege and power, and let the bill become a law of the and according to the high behest of the Ameri can people.

The Senatorial Appointment. OPINIONS OF THE PRESS.

Mr. Edmands is well known as a lawyer and legislator, and we believe he will be, as Senstor, faithful and true to the State -Walton's Journal.

The Governor, in making this appointthe desires of the people of the State to be represented in the U.S. Senate at this critical period in our politics by no second-rate

Mr. Edmunds was born in Richmond, in this county, in 1828, and studied law with A. B. Maynard, of Richmond, and afterin 1849, represented the town of Burling ton in the State Legislature in 1854-55-57-58-59, serving as Speaker of the House dur-He is freely conceded throughout the Stat to be a very able, acute and learned lawver. excellent parliamentarian. No one doubts that he will do honor to the State in his new position.—Burlington Times.

The Governor has appointed Hop. George F. Edmunds, of Burlington, as successor to Senator Foot. Mr. Edmunds, Hon. Levi Underwood and Hon. Hiland Hall, were at first pressed for the position, the latter hav-ing the support of those who favored the eventual election of Hon. John Gregory Smith to the place. Finding that the op-position to Gov. Hall because he was likely to vote in the Senate with the Conservatives promised to prevent his appointment, Gov. Smith became a candidate himself, whereupon the friends of Underwood said to th Governor that if he could not appoint their man they desired Edmunds, and that decided the matter in his favor. Of course Mr. Edmunds expects to be elected next Fall, and re-elected three years from that time, which interferes with the programme of Gov. Smith's friends.-Montpelier Patriot and

The appointment of Hon. Geo. F. Edmunds to the Senatorial vacuacy is a step in the right direction. Others might have fillthe character and capacity to fill it worthily. He ranks among the ablest lawyers of the State, is a fluent, elegant speaker, of pleasing address, generally, and of such experience in the legislation of our State as to fit him most admirably for entering the highest branch of the national leg The political antecedents of Mr. Edmunds are Whig, and Judge Poland being of democratic antecedents, the two old parties are State is concerned. Whoever may be elected by our next Legislature to fill the seats they both now occupy by appointment of Gov. Dillingham, we hope the choice will fall upon no one less worthy .- Rutland

AS U. S. SENATOR.—The death of Senator Foot devolved upon Gov. Dillingham the exceedingly delicate and important appointing his successor, a duty ell the more delicate from the fact, that the Governor had already been compelled to appoint a person to fill the vacancy occasioned by Senator Collamer's decease, and in that appointment had not nchieved the moral im possibility of pleasing every body. most prominent persons presented to the Governor as successor to Mr. Foot were Ex-Governor Hiland Hall, Hon, G. F. Edmunds, Hon, Levi. Underwood, Ex-Governor Smith name was presented by the bar of Rutland County. Er-Governor Hall was not a can-County. Ex-Governor Hall was not a can-didate, but his appointment was urged chief-Ex-Governor Smith's appointment, only to know that he was a candidate. The prominent men in Burlington and on the wood, as the persons in all respects best fitted to represent the State in the United While we do not know what reasons influenced tov. Dillingham to prevery readily understand how, having been binself a Democrat, and baving appointed Judge Poland-a gentleman of Democratic antecedents-last fall, he should have hesitated to appoint Mr. Underwood, also of less of parent to Governor Dillingham than

ing less than forty years old. He is, however, well known in the State as an eminent lawyer, a quick and accurate thinker, a keep reasoner, a ready and logical and strong de he has earned by his own intellect and labor the position in this State which has given bim this place in the councils of the nation He has always heartily worked with the Republic on party in the State and nation, and we believe is thoroughly grounded in his political faith upon the principle of equal rights or all. He will represent in the United State Senate Vermont Republicance cent leader in that paper on the Connecti ism, and that is now the very best kind of national Republicanism. While it is quite impossible that his appointment will please every one, it is one which can hardly be objected to except by those whose political aspirations it interferes with; and objections of that sort would be made to any appointment - Montpelier Freeman.

The authorities differ as to what the Presdent will do about the Civil Rights Bill. "Perley" says Mr. Johnson says he will not execute it if he believes it to be unconstitutional Others say he will. A test case will be made up for the Supreme Court, but it may b two ; ar- before it can be reached.

The chief benefit of the law, bowever, does not depend on the President's official

The Free Press.

GEO. W. & G. G. BENEDICT, EDITORS AND PROPRIETORS.

FRIDAY MORNING APRIL 13, 1866.

THE WEEKLY PREE PRESS. THE BURLINGTON WHERLY FREE PRESS is pupished every Friday morning, and contains the atest news; reports of Boston markets and Cambridge Cattle Market: full State, County and local ntelligence ; well selected Miscellany, &c., &c. No care and outlay will be spared to make it a reliable, interesting and valuable family journal. The circulation of the FREE PRESS exceeds that

of any paper in the region, and it is, therefore, an unrivalled medium for advertisers. We desire to give additional attention to the le out news of the various towns in this and adjoining Counties, in which our Weekly has a numerous cir- had he failed to record his vote on a culation, and shall esteem it a favor if our readers

will forward us any items of interest. TREES OF THE WESKLY PRESS PET YEAR \$2 in advance, and if not strictly in advance, \$2.50.

The Civil Rights Bill a Law.

ties, and was returned by the President with standing. The bill was taken up with the vote, and many checked their lists without great measure and a great principal was no day last, and was passed anew, by a vote of acted understandingly should change his 23 ayes to 15 noes. It was sent to the Bu of the Senate vote. The vote in the House thirds of the House having, on reconsideration, agreed to the passage of this bill, and

passage, I do therefore, by the authority ment, has undoubtedly correctly interpreted the United States in their civil rights and furnish the means of their own vindication, has become a law." As the veto gave unbounded delight to every rebel and every rebel sympathizer and

apologist in the land, when he heard of it, Justice. wards with Judge Smalley and E. J. Phelps so the passage of the bill, over the veto, will of this city. He was admitted to the Bar awaken grateful emotion in the heart of every one who went heart and hand for the cause of his country during the rebellion, ing the last three terms, and in 1861-62, and believes that civil liberty is now under served as Senator from Chittenden County, the solemn provisions of the Constitution, the declared right of all men (except those a forcible and impressive speaker, and an | condemned for crime) throughout the boundaries and jurisdiction of the United States; civil statues in any State of the Union.

> HONOR TO Vr. Sourcess .- Under this head the Burlington Free Press presents the name of Brigadier and Brevet Major General Geo. J. tannard, for Representative from this District in Congress; supporting the nomination by advocating the eminent propriety of conferring civil honors and rewards upon the heroes of the battle field; and urging the personal worth, the sterling character of our citizen soldier, as deserving the distinction. We do not yield to our friends of the Free Press in admiration for the services of the hero of Gettysburg, Coal Harbor, and Fort Harrison ; and we also think our brave soldiers should have other recompense for their devotion than fair words; that the spirit which has made Hawley, Governor of Connecticut, which would make Burnside, Governor of Rhode Island, Geary, Governor of Pennaylvania, which of imitation. But is Gen. Stannard available for the proposed position? Does he desire or would be accept it? Would be abandon his present position for the comparatively empty honors of a seat in the House of Representatives? We were under the impression that Gen. Stannard neither wished nor would become a candidate for political distinction. But as the Free Press is almost "premature" in its auggestion we shall have time to correct our ownions, if in shall have time to correct our opinions, if in

error .- St. Albant Messenger. " Almost premature," is not premature equally represented in the Senate, so far as ment on that point is probably " almost " right. There is no good reason that we the succession to Mr. Baxter in this district is one of considerable interest. It has got THE APPOINTMENT OF HON. G F. EDMUNDS. to be discussed and the public discussion may as well begin now as later. Why not? The very widely and very significantly. They his pantaloons and drawers, and related a honor and respect him, and there are a good story of a fight with some parties in which through the window and saw a dog be many thousand of them who only await the he said he had used his revolver and billy; longing to the house in the room; the said he had used his revolver and billy; window of the buttery was shaved up a opportunity to vote for him. In such a that he returned to this region a few weeks state of things what is to be gained by si-lence? But our friends of the Messenger ask

some pertinent questions. "Is GENERAL STANNARD available?" We think he is, deand Judge Kellogg. Judge Kellogg was Stannarp available?" We think he is, denot a candidate by his own choice, but his cidedly so. "Does he desire it and would be accept it?" Gen. Stannard is not one who ever asked for promotion, in any line. ly by those who desired a clear coast next His aim always has been to do his duty, the fall. We have not learned who was urging very best way he knew how, and with all his might, and leave the question of future rewards to take care of itself. He will doubtande of the mountain, chiefly favored the appointment of Mr. Edmands or Mr. Unwill not attempt to crowd himself on the people of this district; but if they see fit to tender him such a mark of their confidence and esteem, we undertake to say that he will and esteem, we undertake to say that he will gratefully accept it. We believe that the office should seek the man, not the man the office, in all cases. In this case it could not seek a more worthy recipient, and it is sim-Democratic antecedents, lest he should be accused of regarding former political friend merits, and will take pleasure in putting ships full as much as present fitness. If the other conditions were equal, this one would have been sufficiently potent to nave decided his name is mentioned for the congressional have been sufficiently potent to nave decided. other conditions were equal, this one would have been sufficiently potent to nave decided his name is mentioned for the congressional his choice, and to justify his action. The ability and eminent fitness of both gentlehis present position in the army is precarihis present position in the army is precaribly aspired, and for which they were warmly and justly recommeded by their personal
thanks was acknowledged by all, and was no
trivials was acknowledged by all, and was no regular army have already been allotted to more prominent or more adroit applicants. It is for the people of Vermont now to show that if the War Department has no place of Mr. Elm ads is comparatively young, be It is for the people of Vermont now to show honor for each a man, they do not forget how he has fought and suffered for his coun-try and the honor of the little State he loves of the kitchen; bloody tracks of a man without try and the honor of the little State he loves

> not often now adays that we find any thing we desire to copy in the editorials of the cent leader in that paper on the Connecti out election, embodies some sound doctrine on the subject of civil rewards for military

County Clark

Thursday the 12th has been designated as the day on which the Senate will pay funeral honors to the late Senator Foot. Eulogies will be delivered by Messrs. Sumper. Fessenden. Poland and others.

SENATOR EDMUNDS, it seems, narrowly escaped losing his vote on the repassage of the Civil Rights bill, by a temporary absence from his seat. Of course nobody would have supposed his absence to be intentional, in any case; but still it would have been decidedly awkward and unpleasant matter which the State was watching with such interest. "Perley" of the Boston Journal thus describes the vote in the Sen-

The Clerk began to call the roll, and the The Civil Rights bill, which passed the two cheerful "nye" of Governor Anthony was Houses of Congress by very large majorifollowed by the decisive "aye" of Gratz The Civil Rights bill, which passed the two Brown, and then came the besitating "no of Mr. Buckalew. It was pretty well his deapproval, has become a law notwith- known in advance how each Senator would President's objections, in the Senate on Fri- waiting to hear the response, Mr. Dixon was called once and again, but there was no response. One vote was not forthcoming. 23 ayes to 15 noes. It was cent to the House on Monday, with a statement from Vermont, also failed to respond. He had been told by a friend that McDougall on passing it anew, in view of all the pre-had gone out to get some retreshments. Mr. Henderson of Missouri voted aye; would speak an hour and a half, and over two-thirds of the whole being in the affirmative. The Speaker then announced the passage of the bill as follows: "Two-ponded the Governor, and there was an involuntary shout of applause, which could not be repressed, while several New York Representatives crowded around him to offer at being certified officially that the Senate by
a similar mojority has also agreed to its longer doubtful; and when Mr. Wright's name was called, and the invalid, who had feebly walked in, had taken his scat and of the Constitution of the Uniteo States, voted no, not a soul appeared to care—the declare that an Act to protect all persons in victory was won! Before the vote was announced, Mr. Edmunds came in and voted.

> Chittenden County Court. APRIL TREM. 1866. Present-Hox, JOHN PIERPOINT, Chief

Hon, WR. V. RETNOLDS, & Assistant Hon. SAFFORD COLBY. | Judges. THE GRISWOLD MURDER

APRIL 9th. The Griswold murder case opened this morning at 9 o'clock. The court room was crowded with spectators. The prisoners were brought in, Potter taking a seat within the bar near his counsel, and Lavigne, who and that so far as the law can effect it, that is a middlesized young manwith thin liberty shall be secured to him, without any black moustache and beard, sitting near the regard to race or color, or to his previous prisoner's dock. A jury was secured with remarkable ease, considering the wide publicity given to the case. From the first panel of twelve, fice were taken, who had not formed or expressed an opinion on the case. From the next twelve four were taken. The rest came more slowly, some being firemen, some prejudiced; one or two were peremptorily challenged; in all, forty-two were called before the jury was filled, as follows:

> THE JURY. M. N. HOSFORD, SIMEON M. MEAD, FRANCIS E. GALE, HENAN SPRAGUE, JOSEPH BRAN, GEO. ALLEN, DEAN HOSPORD, F. C. WILCCX, WM. SANDERSON, TRUMAN FAY.

CHRISTIAN VAN VLEIT, DAVID B. THOMPSON The Clerk read the indictment, State ve. Jerome Lavigne, for the murder of Mrs.

Griswold's house and place, he detailed to the jury the circumstances which he said room, was also broken open; this wa evidently pried open, as the other door tion would show bad feeling between Mr. after and took cars at Charlotte; that he was disguised and shrank from observation; board in the battery broken open; exam that when arrested at Winoski he had on ined the window of the sitting room found marks of blood on the sill, which him a revolver and billy, a vial of chloroform his pistol on the officer; and that he mentioned in conversation circumstances which

number, were called up and sworn :

MORRIS SULLIVAN-Resides in Williston: was she was putting up some bars to the pasture; stable; she lay with her head to the north, partboots on were all over the floor; a couple of sheets were thrown over the blood on the floor; the sheets were bloody. Some one found a piece of a knife on the floor. Witness did not

been enlisted in the cause; and his subse- | more years; the Potters came there last spring; | and west road to the pasture; the wood | quent promotion was the legitimate victory of loyal devotion and steady endurance.

These are claims to political reward which cannot be easily set aside.

did not remember that they had lived there before Mr. Potter went to Canada; witness bought the farm the Potters used to live on; never which cannot be easily set aside. fore Mr. Potter went to Canada; witness bought
the farm the Potters used to live on; never
knew Potter to abuse the old lady; heard Mr.
Potter once say they got quarrelling and he
threw a kettle of water on her; never heard
Mrs. Potter abuse the old lady; Mrs. Potter
was brought up by Mrs. Griswold, who thought
a good deal of her.
EDWARD CALL, a lad of 12 or 13 Lived last

August at Mrs. Griswold's; lived there three years; slept over the kitchen. Recollect a man coming to buy a horse a week or so before the murder. He was a white complexished man, a nice looking man, can't say where he came from. saw him first in the deor yard about 9 or 10 o'clock. Witness came home with Mr. Potter at that time. Mrs. Griswold said man came to buy horses. Witness went and caught Mr. Griswold's horse for him to look at. Man went with Mr. Potter to the barn south of the house; man took dinner there that day, was in and out of the house was in the old kitchen, and took dinner in the new one; den't know as he was in saw him about 11 o'clock Wednesday in saved; the blows on her head were sufficient. any other rooms, did not go into the lots east of the back kitchen; had been previousthe bause. He went away between 4 and 5 o'clock in a wagon with Mr. Potter. They drove the bay mare; they went North; Mr. Potter was going to Essex after a stove; be came back about 6 clock wednesday in saved; the blows on her head were sumthe back kitchen; had been previousin the back kitchen; had been previouscame down to get dinner; he took dinner those on the lower limbs and on her chest; came down to get dinner; he took dinner the apthere that day; I was at the table during the comthe dinner; he had rather a light comlower limbs and on her head were sumcent to produce death; saw other marks on the lower limbs and on her chest; came down to get dinner; he back at the table during the comthere are the back at the table during the comthere are the back at the table during the comthere are the back at the table during the comthere are the back at the table during the back at the back at the table during the back at the back about 6 o clock, and brought store with him; man was all round the door yard that day. Mrs, Griswold and Mr. Potter did not quarrel

that witness knows of ; they had had some difficulty, but couldn't say when, or what about se-Examined Mrs. Griswold was upt to base difficulty with people sometimes attacked them. Witness had had a scuffle ene day on the stoop in which he supposed the old lady came off best ; both went down to ether ; never saw Mr. Potter abuse the old lady, nor Mrs.

The man and Mr. Potter came together. Mr. Potter got out and put up his horse. After din-ner they harnessed up and went down after oats. Man had talked about horses—about Mr. Potter's and Mrs. Griswold's horse. Sat at table with him, man inquired how he should get to Essex. Mr. Potter said perhaps he could get Mr. Sullivan to take him, Mr. Sullivan was not going and Mr. Jotter said he was going after a stove, after he got the grain in. Mr. Potter kept and sold a good many horses. Other people were there at different times to look at horses Mr. P. sold several horses during the summer itness was with the man considerable day; noticed he had a finger gone, on right hand; he had his knife and picked up a stick to whittle and witness not iced his hand; Kute, the little girl, also noticed it and talked about it; Kate said she guessed he had been to the war. [Lavigne was asked to rise, and stood up

Witness thinks this does not ook much like the man; thinks he is not the man. Saw this man before the grand jury; never saw this man around Mr. Potter's.

Re-direct.—Witness still lives at Mrs. Griswold's; Mrs Potter lived there this winter; could not say what the difficulty between Potter and Mrs. Griswold was; man went into barn

or or twice to look at Potter's horses.

Re-cross.—Mrs. Griswold and the Potter had some trouble, heard it but didn't see it; heard scolding and load talk; don't know as he abused her; old lady "hollered" to Mr. Potter if she got into difficulty old lady always called on Mr. Potter; did so when witness had the scuffle with her

Court here took a recess to 2 P. M.

Win. K. Ty7:-Was present at Mrs. Friswold's about 9 o'clock the morning after the murder; the body of Mrs. Gra wold was in the house at the time; made an examination of the house; examined the outside, front of the house, and the piazza; examined the tracks in the house; emed to have been made by a person in their sock feet; first tracks I saw were n the bedroom of the kitchen; measures them there; they had the appearance of men's tracks; one was blooder than the other; did not think the tracks were made by more than one person; there were also tracks on the pizzza, which seemed to ome from the front side of the house, a f the person making them came from the outh; I also measured the tracks on the siazza, and there was no difference i measured in the bedroom; the instrument used to open the window must have had an ning from the dining roose man th Charles H. Potter and John Ward alias instrument, as were the windows; the Griswold, in Williston, on the morning of the the door from the kitchen into the day ing-room inci the appearance of being 28th of August last. Plea, not guilty.

State's Attorney L. B. Englesby opened the case. Exhibiting a large chart of Mrs. ing-room; the door from the parler into what was called Mrs. Griswold's bedat all, we take it. The Messenger's judg- der, most of which are already known to the most of our readers. He said the prosecu-having been torn off; the drawer appear know of why Gen. Stannard's name should not be brought out now. The question of not be brought out now. The question of the succession to Mr. Barter in this district show Lavigne and Potter together and in Sol. Walker; these socks belonged to conversation on several occasions preceding Mr. Ephraim Griswold; they were bloody, he murder. They should prove that the morning after the murder Lavigne took the socks, evidently sale socks; (a pair of men a socks, evidently sale socks; (a pair of men a socks, evidently sale socks; (a pair of men a socks). people are talking of General Stannard, man in the express car he showed blood on found in Mrs. Griswold's bed-roo I heard a noise in the buttery; looked in little, and I went in and let the dog out through the window; I discovered a capand an eye patch; that he attempted to use person reaching their hands out of the window to shut the blinds if they had been open; Mrs. Griswold was reputed to could only be known to one concerned in the that she owned the property where she fived; the road by the house was be a woman of property; understood that The witnesses for the State, some dozen in | north and south; about a third of a mile north of the house the road crooks and rises up a ledge, and then strikes a road running east and west; from the east and west road a pair of bars opens into a lot, Morris Sullivan—Resides in Willisten; was a neighbor of Mrs. Griswold; last saw Mrs. Griswold the night before the murder, between 8 and 9 o'clock; Edward Call was with her; she was putting up some bars to the pasture; she was putting up some bars to the pasture; she was putting up some bars to the pasture; she was putting up some bars to the pasture; she was putting up some bars to the pasture; she was putting up some bars to the pasture; she was putting up some bars to the pasture; she was putting up some bars to the pasture; she was putting up some bars to the pasture in the lot wagou tracks, by the grass having been troid down; the track load through the lot to the bars opening into the paswhen going up to the small kitchen door, the boy called out from up stairs, asked me to let was so hard that a wagon could have is about 8 miles; there is a road from th

he said he supposed the old woman must be mur-dered; witness knecked and balloed and got no anroad about a mile and a quarter from Es-sex Junction.

Cross-exemined—One of the blinds of the south window of the small kitchen had been taken off and set on the window stool, the top of i leaning against the window; standing at that window a person could see into the kitchen and into Mrs. Griswold's bedroom, if the door leading from it into the kitchen was open; the tracks on the piazza were made by a person who had blood on his feet: ere was a bureau in the north-west corner of the dining-room; found a scratch on the edge of one of the drawers of the bureau, which seemed as if something had been against it and made a mirk Potter's family and Mrs. Griswold were not none of the drawers were open; I was not Potter's family and Mrs. Griswold were not on very friendly terms.

On Welnesday or Thursday afternoon previous saw a man with Potter—a stranger; they were north of my house, going north; I met them about one or two o'clock; they were riding in a box wagon; Mr. Potter was driving his bay mare; don't know when Mr. Potter came back. Witness can't say as he has seen the man since; has seen a man in jail supposed to be the man, but can't say whether or no he is Neither indiscreet political utterances nor the subscription to what may be called an extreme party creed, can blot out from the man since; has seen a man in jail supposed to be the man, but can't say whether or no he is the man; man with Potter had a light colored extreme party creed, can blot out from the memory of the Union majority of the North the recollection of services such as Gen. Hawley rendered to his country as a soldier in the Union army. Even had the past record of his opponent been more entirely in accord with the strong sentiments and unyielding parpose which carried the nation through its perils, Gen. Hawley would have had considerable headway in the present race. His chlistment as a private in the ranks showed that he was willing to do tough and what might be thankless duty for months, or, peradventure, for years, before he should reach even an ensign's commission. His heart therefore, must have

road through the pasture to Mrs. Gris-wold's was not a feasible route to travel, but you could get there by it; it would be an unusual route for me to go to the barn; I should have taken the direct road to

and a half than by the Eldridge road. house next to Mrs. Griswold's; lived at the dinner; he had rather a light complexion, black whiskers and hair; think his whiskers were chin whiskers; he had a moustache; heard them say that he pounds, was there buying a horse that Mr. Potter had bought lately; did not see the man the hear the Junction; Mr. Potter returned home before night; thinks he brought a stove last fall; he was brought into the room where I was ; did not know he was coming into the room; nothing was said to about seeing him before except they told me I should have to go to the jail to see him; never had him pointed out to

prisoner Ward as the person she had seen at Mrs. Griswold's and in the Grand

Mr. Potter said this man came from Rutlani; Mr. Potter took the buy horse to carry this man away; had heard the Potters talk of going to Canada, just after I went there; I was at Mrs. Griswold's for three weeks the last time; the family did not live pleasantly together all the time; did not see, what I could call, a very serious difficulty between any of them; they had some words once in a while; heard them have some words once about a lock; Mr. Potter was putting a lock on his bed-room door; Mrs. Gris-wold thought he did not do it well, and wanted him to get somebody to do it who understood it; Mrs. Griswold seemed to make the most words about it; Mr. Potter was not present at any of the alterea-tions between the old lady and Mrs. Pot-

Q. by Mr. Englesby.-What had the old lady said about having the Potters in the house?

Mr. Roberts objected on the ground dut it was not evidence. The Court ruled that the evidence should be limited to what was said in the

hearing of Potter.

Never heard any alternation between the old lady and Mr. Potter, except the one about the lock. Cross-Economical.—Heard the man who came to the house talking with Mr. Potter and Mrs. Griswold about buying a room adjoining the little kitchen; all the family direct there except the boy; the man was well dressed; had on a short, dark coat and a light colored hat; the run saw him before the Grand Jury he was the man before who took dinner at Mrs. Griswold's until that time; had seen other people, strangers to me, at Mr. Griswold's some tracks in her bedreom and that before; never heard of two rough strangers who had alarmed her mother by standing was all stripped from the bedrey who had alarmed her mother by standing the pelicova which were in the middle the bedrevamined the west window of ing in the road the night before the murshe did not seem to have any control over

Dr. C. A. L. Sprague: Went to Mrs. w also some bruises about the chest: there also some bruises about the chest; there
were several small cuts in the throat, one
a little left of the model like which as were several small cuts in the throat, one a little left of the mesial line, which was about two mehes wide, and which had severed the external jugular vein on the right side; there was a narrow cut an inch and a half deep on the chin, which seemed to have been made by an instrument pushed in; on the back of the left hand were two cuts from an inch to an inch and a half long, and one on her of the way, and if that was not enough he right hand; her chest, knees and legs were also discolored with bruises which seemed to be old; some of the marks on her chest seemed to have been recently

of the way, and if that was not enough he would give \$500; this conversation occurred in the middle of July last.

Cross exemined Lives about a nile west of Mr. Griswold's, near Mr. Brownell's; had made; the contusions on the head seemed ment which broke the scalp and fractured

Mr. Englesby handed the witness a broken bistoury which was picked up on a devil, but not half so big a devil as he stove. Witness said the blade fitted one of the cuts on the chin; he also testified to seeing the bistoury picked up by Judge wold's name; he did not speak very load wher French.

ment would inflict the wounds found upon the head of the deceased? Witness thought it would.

Witness the Postmaster at Williston village, on the Monday that Mrs. Griswold was found murthought it would. The severing of the jugular vein would

cause death by hemorrhage; the blows on the head will probably result in death.

Cross Examined.—The blows on the head might have been made by a cudgel or some blunt instrument; the body of consome blunt instrument; the body of the consome blunt instrument is the consome blunt instrument. or some blunt instrument; the body of Mrs. Griswoold was quite bloody above the waist, and but very little below it; the blanket was clotted with blood; could not judge from the blood on her person whether she was stunding up; think the blows on the head were enough to knock a person down and countries. to knock a person down and cause insensibility, found no amount of blood in the bedroom save some bloody tracks: there bedroom save some bloody tracks; there did so; after we got started he asked me if I were no sheets on the bed in the bed-knew a man named Charles Potter; I told him

on the head; two were very severe, which I probed particularly; the bone was fractured, and the contusion seemed to be in the centre; the character of the wound was as if it had been made by a round instrument; the wound was not work here. strument; the wound was not made by a the house; the distance from Williston depot to Mrs. Griswold's was 8 miles; the road by the Williston Poor Farm runs of opinion that it was made by some blunt road by the Williston Poor Farm runs of opinion that it was made by some blunt directly to Winooski Falls; the distance instrument like the head of a cane or a from the north and south road from Essex stick with a knot on it; I think the woman Junction to Mr. Griswold's, to Winooski, by the Poor Farm road, is 42 miles; from witness' house to Winooski by the river or Poor Farm road is further by a mile counsel, it would have produced the disand a half than by the Eldridge road.

Mary Sullivan.—Lives in Williston in pearance of the skull; I thought that if struck with the cane, the area of the can Mrs. Griswold's for some weeks before made the contusion running forward; the murder; was there Wednesday or the cut in the throat, if left alone, Thursday before; was there when a man she would have bled to death; if it came to buy horses previous to her death; had been stayed her life might have been ower limbs appeared recent; Mrs. Griswold was a short, stocky woman, in full health, and weighed from 140 to 160

Cross-Examined.—The contusions of the head did not appear to have been looking at any horses that afternoon; he went away about 2 o'clock; heard Mr. were not long enough to be done by an Potter say he was going to carry him to ordinary club; if it had been the square end of the club it would make a contus ion; probed the wounds in the skull with him; thinks she has seen that man thoroughly so as to ascertain the shape o since, saw him before the Grand Jury the depression; such a blow on the head would be apt to knock a person down.

Edward Sullivan .- A small fair looking boy, who stammers a little in his speech, was the next witness. His testimony was as follows:

"Am a son of Morris Sullivan, who lives near Mr. Griswold's; will be ten years old next July, had never been a witness before.

Here Mr Roberts usked him if he knew the nature of an eath. The boy instantly replied, "Yes; I call God to witness that I tell the truth." Mr. Englesby then handed him the tortoise shell handle of a bistoury, and asked him if had seen it before. The boy answered :

"I found it on the east side of the road, near the barn, while playing; let my mother have it; found it about the ddle of a ledge of rocks; found it last fall before the snow came."

Martin Jenkins (colored) was sworn but the State waived his examination. Jerome J. Domier -Lives about half a mile south of Mrs. Griswold's house, nover saw any difficulty between Mrs. Griswold and respon

of Mr. Griswold's; had been in the habit of taking care of their horses and cattle; Mr. Potter told me on Saturday that he was going to Canada the next day; he had some unruly cattle and wished I would look after them. had heard Mr. Potter say, a few weeks before her death that the old hely had got into a "stew" and wanted to drive him off; heard him say that the old lady had been over to Brownell's to get help from him to drive him away: Potter said that he'd like to see her get help enough to drive him away; was not at Mr. Griswold's very often: never saw any quarrels between Mrs. Griswold' and the Po-

setting into a siew. Brough a darkot seem to set very well on him; never heard Potter threaten Mrs. Griswold; Mrs. Griswold would sometimes quarrel with people; she was easily excited and was apt to get out of huma; I unade an examination the morning after the marrier; noticed the south window of the and dressed the same way as when at Mrs.
Griswold's house; the man at the Grand
Jury room did not have whiskers, nor the
same coat or the same hat; he had a very

Mrs.

But and tooking through the window, I saw the blood on the floor, the sheets
and a night-cup: could see into the bedroom,
but rould not see into the bedroom,
but rould not see the bed; Chauneev W.
Brownell was the first man to enter the sittlelittle moustache; when Edward Call was ca; he did it by pressing bard on the humb-testifying this morning I heard you ask the piece and litting up the door, saw some bloody pursoner Ward to stand up; never had seen tracks on the floor: there were two different the boy Call; never knew her have any trouble with any of the workmen except the boy; when Mrs. Griswold got vexed into the daing-room; there was a because in the boy; when Mrs. Griswold got vexed into the daing-room; there was a because the dains room. her temper, and would say anyming that came into her mind; did not know Mrs. Griswold's ago; when I was there Mrs. Mrs. Griswold's bureau was broken spen, and Mrs. Griswold's bureau was broken spen, and the manufacture of household. Oriswold's the morning after the murder; found the body of Mrs. Griswold in a call and there was bood on the dil; it did not appear that any person had opened it from

face and found cuts on her throat and face; found three contusions on the left side of her head the contusions on the left side of her head the contusions on the left side of her head the contusions on the left side of her head the contusions on the left side of her head the contusions on the left side of her head the contusions on the left side of her head the contusions on the left side of her head the contusions of the side of her head; the scalp was broken in three places, and there were also bruises on the left temple and cheek; there were also some bruises about the chest; there were also some bruises about the chest; there

done; others looked older; there was nothing about the character of the older marks to lead me to judge how they were made; the contusions on the head seemed made; the contusions on the head seemed to have been made by some blunt instru-for him. There was present at the table Mr. Griswold, Mr. Petter, Ham Potter, the French the skull; the fracture was about two had been "sputtering" about some baked inches and a half in length. good; she then got up and left the table; ther Potter made the remark about "God had go the kitchen floor, in the blood near the he then said. I will give \$200 to get that old French.

Mr. Englesby here handed the witness a "billy," and asked if such an instrument would inflict the wounds found up
for he was deaf; did not think he heard the dered; worked at Griswold's about ten days when at the table Mrs. Griswold complained

were no sheets on the bed in the bed-room; did not notice that a y pillow had been taken out of the room; examined one or two windows in the west part of the house.

knew a man named Charles Potter; I told him I had known him since be was a boy; he asked where he lived, and I told him; he sup posed be lived at the village; I told him Pot-ter lived 3 miles from Williston village, and I knew a man named Charles Potter; I told him one or two windows in the west part of the house.

Dr. A. C. Welch:—Saw the remains of Mrs. Griswold at 3 P. M. the day after the murder; made an examination of the body of Mrs. Griswold; found the cut in her throat and two stabs in the chin, the cut on the throat passed from the left to the right by the windpipe and severed the external jugular vein on the left side; the cut was a gash about an inch and a half long, which could be probed about two inches; saw several other marks on the neck which were around this large

rer 5 feet high and weighed between 135 and

150 pounds, Re Direct.—I had a fair view of the prison er at the jail.

The Court adjourned until 9 o'clock this

Court opened at nine o'clock. States' Attorney offered in evidence the States' Attorney offered in evidence the was never kept fastened, nor the blaw of Vermont of November, 1846, con-window; the catch had been broken stituting Adelia Sophia Barber (Mrs. Potter) the heir at law of Ephraim and Sally Griswold; also a certified copy of the records of the town of Williston, containing the assent of Mr. and Mrs. Griswold to the act.

Torrey E. Wales, sworn.-Witness is Judge of Probats. The inventory of the property of Mrs. Griswold amounts to \$6210.

estate, it is all real estate. Home farm 103 acres, \$5150; wood lot \$1000.

trough as I was watering my horse. He inquir- | nin ; It land on the foot of the bel when trough as I was watering my horse. He inquired about Mrs. Griswold having come to my house. He wanted to know what she was going to do, and what she said about him. I told him she did not say very much, that she found some fault about his being aboutive to her, but did not say very much about him. He asked if Mr. Griswold found my fault. I said he did not. He said he could get along with Mr. Griswold and with the old lady as well as any and she would not be required. Griswold, and with the old lady as well as any- and she would put her jewelry the

she was a woman who generally attended to he; meney;" asked him how he know a own basiness; from what I could judge she about that horse, he said he had seen

her house with a fire shovel; never had any hard words from her.

Witness was the first person that entered the house after the murder; entered by the east kitchen door; I put my hand on the thombpiece, pressed it down hard and by poshing shoved it over the cutch; it was wern so it could pass over; there was a wooden button and a small wooden key over the latch; found a peel of blood en the ficor with some sheets over it; foot prints were round the kitchen and two or three in the bed room; there were no clothes on the bed in the bedroom; they had here removed; looked disselv at the tracks, but been removed; looked closely at the tracks, but
did not measure them; thought some showed
larger than others, but supposed it might have
been because some were more bloody than others,
fore the Grand Jury; I could not see but thought it possible they were made by two persons; found the door between kitchen and [Lavigne stands up in court.] This dining room burst open; the key lay on a sink; The door had been burst open, the look broken; we did not find the key to the pantry; noticed nothing peculiar about the kitchen window looking south; blind must have been ajar or off the hitges so that witness could look in; The lock of the dining room door lay there on

into and drawers rummaged. THEODORE L. WARREN, Sworn, Resides at Esser Junction. In August last worked about the depot. On the marning of Aug. 28th I had be was consequently compalled to sail the been watching with a sick man at the raper mill; was going home between four and five in where Mr. Willey lives, heard a team coming word was murdered; witness then would was murdered; witness the was a work wa g. I saw the team when it came along. It on Suntay; but saw him about nine as a largish horse, too dark to see his color, in that evening; he sat in the sitting roo oldish buggy, an open buggy. It was before daylight. Two men were in it. One was a tallish man with full whishers, and a stove pipe hat.

The smaller man was driving I think. I heard one say "We must drive along, falls are getting up." They went along a little further towards the tavern, heard the wagon cross the truck, supposed toward, Essex Centre. Witness pose this is the num in the prisoners box, was fifteen or twenty feet from them as they vigne stands up. [To the best of my rec-

Ernnary Gresword, sworn -- Was the huscame to live with us in April a year ago; lived there during the summer; had thought of gring to Canada but a few days before I went; Poster Saturday previous to the murder; he went away in the fore part of each day, Friday and Satur. day, and came back towards night; did not generally know where he was going; some times he would tell and sometimes not; when he returned on Friday night, I think, he said that he drove 20 or 40 miles that day; don't recollect as he said what time he was going to Canada; I supposed he was colored to the day; don't did not recollect the said what time he was going to Canada; I supposed he was colored to the said what time he was going to the said that the said what time he was going to the said that the said what time he was going to the said that the said that the said what time he was going to the said that the said what time he was going to the said that the said Canada; I supposed he was going when his wife that went; I started for Canada Sunday meraing at Richard Sor I o'clock; Clark Potter went with me; R. Clark and I went ahead; Charles Potter and bill. Clark and I went ahead; Unaries | Clark |
wife were all ready to start when I did; Clark |
and I started first and kept ahead till we got to |
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the started first and Essex; we did not stop at Essex, have heard that Charles Potter stopped at Essex. Witness Griswold's death. Saw the carriage stop of was in a light buggy, covered, with top up; Charles Potter was away during the day, Sat urday; when he returned sun was about a boursurday; when he returned sun was about a neared the fence of high; I was near the new barn when drove up; not near enough to hear any conversation.

Mrs. Griswold was standing by the pertuco of Saw Mr. Potter give him a cigar. He then the back kitchen where she conoticed something peculiar about Mr. Potter's appearance. [Mr. Roberts objected to witness describing what he noticed in Potter's appearance. Objection sustained.] The steckings found

were not witnesse's.

Cross-examined.—My wife was 57 or 8 years old; Adelia was about 8 weeks old when we took her to bring up; she always lived with us; did so when she was married; Charles and his wife lived with us soon after they were married for nearly a year, and since last April they have lived near us; the families have been in timate; Delia always came visiting after her marriage; was there not a great deal she had so much to do; Mrs. Griswold always thought everything of Delia and the children; there was some hard feeling in the summer; Old lady generally spoke to Charles if she want-ed any help; Delia always did overything to please her till they had some fuss last summer; Delia generally tried to please the old lady; my wife, when in anger, would say what she was a wife, when in anger, would say what she was a mind to, and then would be sorry for it; she always had the direction of her own business, and was a hard working woman, out doors and in. When Potter and his wife came, a year ago, Mrs. G. used to get up and get the breakfast; don't know who took the seneral direction; this don't know who took the seneral direction; this don't know who took the general direction; this fuss last summer was because Mrs. G. wanted to go on and take charge just as she used to, but Delia didn't want she should; witness unabout six feet from the carriage and the fence, about six feet from the carriage and the fence. derstood there was hostility between Mrs. Griswold and Delia; they seemed to be stirred up-against each other occasionally, when they were angry at one mother; on one occasion there was a fuss about a lock; witness was not present. Charles wanted to put a lock on, she did not want such a bole in the door. I saw there was going to be a fuss and told the boy to keep away and have been those to be a fuss and told the boy to keep away and have nothing to say about it; never heard Charles threaten my wife. Remember once at table, I stood there perhaps five minutes looking at them; the man had on I think a dark co-

make away with that old devil.

Mrs. Griswold generally had more or less black and blue spots on her; If any thing touched her hard it left a mark. She found them on his chin; he had a moustache; I would not be some the side of his place, but more on his chin; he had a moustache; I would not have the side of his place, but more on his chin; he had a moustache; I would not have the side of his place, but more on his chin; he had a moustache; I would not have the side of his place, but more or less white the man was a stranger and looked with the man was a str frequently without knowing how they came; I had four children by her; one lived to be 13

had four children by her; one lives to be 13 months old; no children living now.

This expedition to Canada had been talked of for nearly a month; Delia said she could not get ready and put it off; the Potter's lived in Canada before for 6 or 7 years, at Witness did not bear the man speak on th ter s lived in Canada before for 6 or 7 years, at Cook's Corners; he was keeping a tavera, store and postoffice; he had sold out his property, before coming to Williston last spring; he left a good deal of business unsettled; I had been there several times, had business there; I took Clark Potter with me when we went; in the other carriage were Charles, his wife Katy and baby; I think they came up with us at Essex; next saw Charles up towards the lampblack factory; then we went on; he must have passed me this side of Milton Falls; he drove up to this was the man; may have told Mr. Ballard I had never said I was certain this was the man; I am certain in my own mind; when asked by one of the Grand Jury if a man couldn't be mistaken; I told him a man couldn't be mistaken; I told him a man couldn't be mistaken; when the men passed half long, which could be probed about two inches; saw several other marks on the neck which were around this large cut, and looked as if they had been made by finger nails, perhaps by her own; the two marks on the left hand were on the back of the hand; there was also one on the right hand; one of the cuts on the chin struck the bone; the other nearly came out at the top of the lip, and was about an inch and a half long; saw the bistoury and probed the wounds on the chin with it, and found it nearly fitted them; there were two or three contusions

beelin, and Charles and I went on to I Flats; got to Slab City betwirt 10 and pelock and to Dunham Flats right after the next went to a funeral there that Chair was to go to; after the funeral was now Jon Charles; this was on Monday afternoon.

Next saw him around Dunham Flats that

next day all hands went a visiting with

his relations; towards night Churles Dr. Browns; next saw him at 10 or 11

Tuenday night, at the Flats; I had lear marder and sent for him; a man manner

saw it in the papers and told me; we all for home that night, and got home W. about four o'clock. The west kitchen

raise it readily; the hed room wants harder; the spring of another windom dining room had been broken a year or fore and was not fastened till after back: I found two pieces of a silver set, a water pot and another piece taken; also a set of nice knives and eliver plated forks; also 12 silver very heavy ones and six or seven a speens; all were taken from a cupb-in-buttery; cup board had been wrong Cross-examined. — There is no personal from the top; the lock was be as at it is all real estate. Home farm 100 Griswold had six spoons on top, or p Chauncey W. Browner, Sworn. Witness had an interview with Mr. Potter at the old Walker place a day or two before the death of Mrs. Griswold. Potter came up to the watering trough a I was watering my horse. He imput: Griswold, and with the old lady as well as anybody; but the devil could not get along with
her. He asked what complaint she wade. I
said she did not spend her time finding fault
particularly—that she found some fault but did
not say much.

Cross examined. She spoke of some abuse,
but came for some other purpose I suppose;
did not spend her time finding fault. Witness had known Mrs. Griswold a good whiler
about was a woman who generally attended to be;
menny; asked him how he know here own basiness; from wint I could judge she wanted to superintend her own business out drive it two er three times; I will him adors and in; should think she was not as easy to get along with as the majority. Witness tistified before the Coroner's Jury; never had any trouble with Mrs. G.; never was driven from her house with a fire shovel; never had any hard words from her.

Anott that notes, never in a should that notes, never in a should that notes as and in the sail section of the couldn't two or three times; I will him the curl want down to the barn and taked a two went down to the barn and ta

> or like the man; this don't look like the should think it was furly miles from my in Williston to where we stayed in She

a chair; found the bureau in her room broken | The State's Attorney love state! to was impossible to procure the attention

HIRAM R. Free: Resilients when Now Go

passed; was in sight of them.

Cross-examined. — They drove, I should think, at the rate of 10 or 12 miles an hour.

Cross-examined.—The man had on a min cat, not exactly pepper and sait, but has a cat, not exactly pepper and sait, but has in cat, not exactly pepper and sait, but has in cat. collect about his pants and vest; he were a crowned but, a semmon but, a seft but, do think of a graylah color; he were side which and a very light moustache, think his chin a

Mr. Tyler's lotel and Mr. Potter get m saw another man standing with his arms on stepped round and got into the carriage.

There was a woman and child in the carriage. The carriage started north and the gratheman went with it. After they got along a piece Mr. Potter gout of the carringe and fell behind and joined the man, they walked along together about 100 rods. They took the road to Colchester and Milion Falls. I was ten or 12 rods off when I first saw the carriage, I walked towards them and met them on the rand ; passed about three feet from the carriage e manjwas on the same side of the road : I was. As the carriage passed the man erossed the road; I knew Potter by sight The man I saw learning on the fines I have since seen in the jul; have not seen him since till yesterday; he is now in the prisoner's bex. [Lavigne stands up.] I should say that is the man.

Cross-crammed.—I caught sight of the

about six feet from the carriage; Mr. Potter came from the other side of the hotel and offered the man a cigar; I might have been 6 or 7 rods off; Mr. Potter then got into the carriage; the carriage started north and the man followed in the same direction; they passed me four or five rods from the tay on Potter got out after they had passed me perhaps two rods; I looked back and saw them together till they passed out of sight; was there, my wifes health was poor and she complained that the meat smelt bad. I took it and found it all right. I don't recollect as Charles said anything, didn't hear Charles say he would give \$300 or \$500 if anybody would make away with that old deed! alone to the jail and told the jailor I wanted to see the man Mr. Flanagan had taken Mr. Munson unlocked the door and we went